

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58152 of 2021

Arising Out of PS. Case No.-263 Year-2021 Thana- BODHGAYA District- Gaya

PREM KUMAR CHAUDHARY @ PREM CHAUDHARY Son of Rajdev
Chaudhary Resident of Village - Bakraur, P.s.- Bodh Gaya, Distt.- Gaya.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Madhusudan Kumar
For the Opposite Party/s : Mr.Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 11-03-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in Bodh Gaya
P.S. Case No.263 of 2021, registered for the offence punishable
under Section 30(a) of the Bihar Prohibition and Excise Act.

25 litres of country made wine is said to have been
recovered from the house of the petitioner.

Learned counsel for the petitioner submits that there is
no recovery from the conscious possession of the petitioner. It is
further submitted that there is no compliance of Section 100
Cr.P.C. The petitioner has got no criminal antecedent as stated in
para 3 of the bail application.

Learned APP for the State opposed the prayer for
anticipatory bail of the petitioner.



Considering the fact that 25 litres of country made wine has been recovered from the house of the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail.

Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

(Anjani Kumar Sharan, J.)

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